

**UNITED STATE BANKRUPTCY COURT
MIDDLE DISTRICT OF NORTH CAROLINA
DURHAM DIVISION**

IN RE:

MARY W. DOWNING

DEBTOR

CASE NO. 09-81167

CHAPTER 13

**OBJECTION TO CONFIRMATION OF THE CHAPTER 13 PLAN
AND MOTION TO DISMISS**

COMES NOW Beneficial Mortgage Company of North Carolina, a secured creditor, by and through counsel, Brock and Scott, PLLC, hereby requests that this matter be heard at the scheduled hearing as Counsel has just been retained to handle this matter and needs time to gather information to resolve matter.

Beneficial requests this matter be denied.

This, the 19th day of September, 2011

BROCK AND SCOTT, PLLC

/s/Sean M. Corcoran

Sean M. Corcoran

Attorney for Beneficial Mortgage Company

5121 Parkway Plaza Drive, Suite 300

Charlotte, NC 28217

(704) 369-0676

State Bar Number 33387

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CERTIFICATE OF SERVICE

The undersigned hereby certifies under penalty of perjury that he/she is over eighteen (18) years of age and that the RESPONSE in the above captioned case were this day served upon the below named persons by mailing, postage prepaid, first class mail a copy of such instrument to each person(s), parties, and/or counsel at the addresses shown below:

Mary W. Downing
1203 Moreland Ave.
Durham, NC 27707

John T. Orcutt
Via electronic delivery only

Mr. Richard M. Hutson, II
Via electronic delivery only

This 19th day of September, 2011.

Brock and Scott, PLLC

/s/ Sean M. Corcoran

Sean M. Corcoran

Attorney for Beneficial Mortgage Company

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